IN THE HIGH COURT OF JUDIATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO.996 OF 2004

Dattatraya Dnyandeo Chavan
since deceased through legal
heirs Smt.Shalini D.Chavan & Ors. .. Appellants.
Vs.
The Managing Director,
Maharashtra State Farming
Corporation and Anr. .. Respondents.

Mr.S.B.Deshmukh h/f Mr.A.V.Antrkar for the appellants.
Mr.V.P.Sawant for respondent no.1.
Mr.P.M.Patil AGP for respondent no.3.
Appellant no.2 is present in person.

CORAM : B.H.MARLAPALLE & D.B.BHOSALE, JJ.
DATED : APRIL 27, 2006.

P.C:

. The appellant had filed writ petition No.2602 of 1994 which has been allowed by us on 12th April, 2006 with directions that this application for voluntary retirement be accepted as per circular dated 23rd June, 1993 issued by the respondents within one week from the date of the application. In this appeal, the monetary claims for some period while in service have been raised and pendency of the appeal would certainly come in the way of the appellants' application for voluntary retirement to be considered. Hence the appellant took out a motion for permitting him to withdraw this appeal

so that there would not be any impediments in implementing the directions issued by us in his writ petition no.2602 of 1994. It is under these circumstances this appeal is listed before us as connected matter.

2. Leave granted and the appeal is disposed off as withdrawn.

(D.B.BHOSALE, J.) **(B.H.MARLAPALLE, J.)**